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FAX NUMBER:
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FROM:
Robert J. Lipka

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908-298-2960

TOTAL NO. OF PAGES INCLUDING COVER
3

DATE
June 22, 2005

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PLEASE HAND DELIVER

In re Application of US Patent Application No. 10/763,295
For Patent For: "USE OF MOMETASONE FUROATE FOR TREATING AIRWAY
PASSAGES AND LUNG DISEASES"
Filing Date: January 22, 2004
Our Ref: AL0425KQ10
Applicant: Sequeira, et.al.

Transmitted herewith are:

- Fax Cover Sheet - 1 page
- Transmittal Form - 1 page
- Communication/Response - 1 page

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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

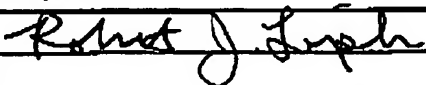
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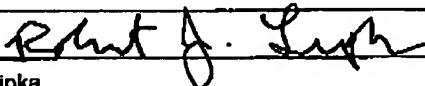
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/763,295	
	Filing Date	01/22/2004	
	First Named Inventor	SEQUEIRA, Joel A	
	Art Unit	1616	
	Examiner Name	Clardy	
Total Number of Pages in This Submission	3	Attorney Docket Number	AL0425KQ10

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <p style="text-align: center;">Fax Cover Sheet - 1 Page</p>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Schering-Plough Corporation		
Signature			
Printed name	ROBERT J. LIPKA		
Date	June 22, 2005	Reg. No.	42,807

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Robert J. Lipka	Date	June 22, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Sequeira et al.

Serial No.: 10/736,295

Filed: 1/22/04

For: USE OF MOMETASONE
FUROATE FOR TREATING
AIRWAY PASSAGES AND LUNG
DISEASES

Examiner: Clardy

Art Unit: 1616

Commissioner for Patents,
P.O. Box 1450
Alexandria, Virginia 22313-1450

Communication

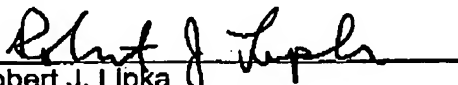
Sir:

In response to the notice of Allowance mailed 5/5/05, applicants respectfully submit the following remarks. The Office indicated that applicants were entitled to 14 days of patent term adjustment. As applicants filed a terminal disclaimer, applicants respectfully submit that the patent term adjustment is incorrect. Applicants do not comment on whether the actual determination of 14 days by the Commissioner is correct or incorrect.

Date: 6/22/05

Respectfully submitted,

By:


Robert J. Lipka
Registration No. 42,807
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Kenilworth, New Jersey 07033
(908) 298-505